

REMARKS

This Application has been carefully reviewed in light of the Office Action mailed December 22, 2006 ("Office Action"). At the time of the Office Action, Claims 1-20 were pending in the application. In the Office Action, the Examiner rejects Claims 1-20. To advance prosecution of this case, Applicants cancel Claims 1-20 and add new Claims 21-40. Applicants do not admit that any amendments are necessary due to any prior art or any of the Examiner's rejections. Applicants respectfully request that new claims 21-40 be entered and allowed.

Drawings

The Examiner has objected to the drawings under 37 C.F.R. 1.83(a). The Examiner asserts that the drawings do not show the "virtual assistant" recited in Claim 15. Without agreeing with this assertion, Applicants note that Claim 15 has been canceled. None of new Claims 21-40 recite a "virtual assistant." Accordingly, Applicants respectfully request the Examiner to withdraw the objection to the drawings.

Claim Objections

The Examiner objects to Claim 18. In particular, the Examiner asserts that the following language of Claim 18 is confusing: "displaying a plurality of options for placing a pari-mutuel wager; and receiving a pari-mutuel from entered by the player." Without agreeing with the Examiner's assertion, Applicants note that Claim 18 has been canceled. Accordingly, Applicants respectfully request that this objection be withdrawn.

Claim Rejections - 35 U.S.C. § 102

The Examiner rejects Claims 1-20 under 35 U.S.C. 102(b) as being anticipated by U.S. Patent No. 5,830,068 issued to Brenner, et al. ("*Brenner*"). Applicants traverse this rejection and request the Examiner to consider and allow new Claims 21-40. Applicants note that Claims 1-20 have been canceled.

Brenner fails to teach, suggest, or disclose each element of Claim 21. In particular, *Brenner* fails to teach, suggest, or disclose "displaying two or more options, wherein a first option is to switch tracks and a second option is to switch games." *Brenner* further fails to

teach, suggest, or disclose that “if the first option is selected, then...displaying at least a portion of the plurality of tracks where the first game is available...and receiving a second wager associated with a second event that is at the second track, wherein the second wager is based at least in part on the first game” as recited in Claim 21. In addition, *Brenner* fails to teach, suggest, or disclose that “if the second option is selected, then...displaying a plurality of games that are available at the first track...and receiving a third wager associated with a third event that is at the first track, wherein the third wager is based at least in part on the second game” as recited in Claim 21.

Brenner generally discloses a wagering system that comprises an off-track terminal. (Abstract). *Brenner* discloses that a user may use the off-track terminal to select a racetrack and to place a wager. (Abstract). According to *Brenner*, the off-track terminal may display odds associated with an event. (Col. 13, ll. 39-67). *Brenner*, however, fails to teach, suggest, or disclose “displaying two or more options, wherein a first option is to switch tracks and a second option is to switch games” as recited in Claim 21. There is nothing in *Brenner* that teaches, suggests, or discloses that “if the first option is selected, then...displaying at least a portion of the plurality of tracks where the first game is available...and receiving a second wager associated with a second event that is at the second track, wherein the second wager is based at least in part on the first game” as recited in Claim 21. In addition, there is nothing in *Brenner* that teaches, suggests, or discloses that “if the second option is selected, then...displaying a plurality of games that are available at the first track...and receiving a third wager associated with a third event that is at the first track, wherein the third wager is based at least in part on the second game” as recited in Claim 21. Because *Brenner* fails to teach, suggest, or disclose the foregoing aspects of Claim 21, Applicants respectfully request that the Examiner enter and allow Claim 21.

Claims 29 and 37 recite elements that are analogous to those discussed above with respect to Claim 21. Accordingly, for reasons analogous to those discussed above, Applicants respectfully request that the Examiner enter and allow Claims 29 and 37.

Claims 22-28, 30-36, and 38-40 depend from independent claims shown above to be allowable. In addition, these claims recite further elements that are not taught, suggested, or disclosed by the cited references. For at least these reasons, Applicants respectfully request that the Examiner enter and allow Claims 22-28, 30-36, and 38-40.

Claim Rejections - 35 U.S.C. § 103

The Examiner rejects Claim 15 under 35 U.S.C. 103(a) as being unpatentable over *Brenner* in view of U.S. Patent No. 6,542,163 B2 issued to Gorbet, et al. ("*Gorbet*"). Applicants traverse this rejection. Applicants note that Claim 15 has been canceled. In addition, Applicants respectfully submit that *Gorbet* fails to teach, suggest, or disclose at least the elements discussed above with respect to Claim 21.

CONCLUSION

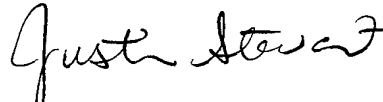
Applicants have made an earnest attempt to place this case in condition for allowance. For the foregoing reasons, and for other reasons clearly apparent, Applicants respectfully request full allowance of all pending claims.

If the Examiner feels that a telephone conference would advance prosecution of this Application in any manner, the Examiner is invited to contact Justin N. Stewart, Attorney for Applicants, at the Examiner's convenience at (214) 953-6755.

The Commissioner is hereby authorized to charge the one-month extension fee of **\$120.00** and to charge any discrepancy or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

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